

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

FIFTH THIRD BANCORP, an Ohio  
corporation, and FIFTH THIRD BANK, an  
Ohio banking corporation,

Plaintiffs,

v.

CERTAIN UNDERWRITERS AT  
LLOYD'S SUBSCRIBING TO POLICY  
NUMBERS B0509QA048710,  
B0509QA051310, and 81906760, AXIS  
INSURANCE COMPANY, ACE  
INSURANCE COMPANY, FEDERAL  
INSURANCE COMPANY,  
CONTINENTAL INSURANCE  
COMPANY, FIDELITY AND DEPOSIT  
INSURANCE COMPANY and ST. PAUL  
MERCURY INSURANCE COMPANY,

Defendants.

:  
: Civil Action No.: 1:14-cv-869  
:

:  
: Judge: Sandra S. Beckwith  
:

:  
: **STIPULATED EXTENSION**  
: **OF TIME FOR DEFENDANTS**  
: **CONTINENTAL INSURANCE**  
: **COMPANY, FIDELITY AND**  
: **DEPOSIT INSURANCE COMPANY**  
: **OF MARYLAND, AND ST. PAUL**  
: **MERCURY INSURANCE COMPANY**  
: **TO RESPOND TO COMPLAINT**  
:

---

By agreement of the parties, Plaintiffs Fifth Third Bancorp and Fifth Third Bank and Defendants Continental Insurance Company, Fidelity and Deposit Insurance Company of Maryland, and St. Paul Mercury Insurance Company (collectively, the "Defendants"), by and through their undersigned counsel, agree and stipulate that Defendants shall have an extension of time of 14 days, to and including January 26, 2015, in which to move, answer, or otherwise plead in response to Plaintiffs' Complaint. No prior extension has been requested by these Defendants. Therefore, the additional time granted to Defendants by this extension will not exceed a total of 21 days. *See* S.D. Ohio L.R. 6.1(a).

Respectfully submitted,

/s/Charles E. Turnbull

Mark Joseph Byrne (0029243)  
Kenneth F. Siebel (0025168)  
JACOBS, KLEINMAN, SEIBEL & MCNALL  
Cincinnati Club Building  
30 Garfield Place, Suite 905  
Cincinnati, OH 45202  
513-381-6600  
513-381-4150 (fax)  
mbyrne@jksmlaw.com  
kseibel@jksmlaw.com

Marc D. Kaszubski  
Lawrence M. Scott  
Charles E. Turnbull  
O'REILLY RANCILIO P.C.  
12900 Hall Rd.  
Suite 350  
Sterling Heights, MI 48313  
586-726-1000  
586-726-1560 (fax)  
mkaszubski@orlaw.com  
lscott@orlaw.com  
cturnbull@orlaw.com

*Attorneys for Plaintiffs Fifth Third Bancorp and  
Fifth Third Bank*

/s/Bryan S. Strawbridge

Julia Blackwell Gelinas (*pro hac vice*)  
Bryan S. Strawbridge (*pro hac vice*)  
FROST BROWN TODD LLC  
201 N. Illinois Street, Suite 1900  
Indianapolis, Indiana 44961  
(317) 237-3800  
(317) 237-3900 (fax)  
jgelinas@fbtlaw.com  
bstrawbridge@fbtlaw.com

Luke J. Busam (0082339)  
FROST BROWN TODD LLC  
3300 Great American Tower  
301 East Fourth Street  
Cincinnati, Ohio 45202  
(513) 651-6800  
(513) 651-6981 (fax)  
lbusam@fbtlaw.com

*Attorneys for Defendants Continental  
Insurance Company, Fidelity and Deposit  
Insurance Company of Maryland and St. Paul  
Mercury Insurance Company*

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 7th day of January, 2015, the foregoing was filed electronically with the Clerk of the Court which will send notifications of such filing to the following:

/s/Bryan S. Strawbridge